

SEP 24 2001

sector

Attorney Docket No.: 22620/1222
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Application of: Murchie, et al.
Serial No.: 09/839,649
Filed: April 19, 2001
Entitled: "Assay for Identification of a Test Compound"

Examiner:

Group Art Unit: 1645

Conf. No.: 2120

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL728733257US** on this date, **September 24, 2001**, postage prepaid, in an envelope addressed to Box: Missing Parts, Commissioner for Patents, Washington, D.C. 20231.

Kathleen Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER


Enclosed for filing in the above-identified patent application, please find the following documents:

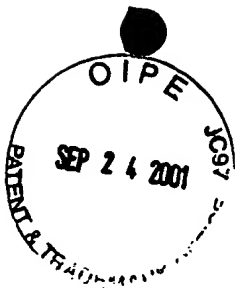
1. Response to Notice to File Missing Parts mailed June 25, 2001;
2. Copy of Notice to File Missing Parts- Part 2;
3. Petition for 1 month Extension of Time;
4. Executed Declaration and Power of Attorney;
5. Paper Copy of the Sequence Listing;
6. Computer Readable Copy of the Sequence Listing;
7. Amendment Directing the Sequence Listing into the Application;
8. Check in the amount of \$515.00 for the requisite fee; and
9. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No. 22620/1222. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: September 24, 2001


Name: Kathleen Williams
Registration No.: 34,380
Palmer & Dodge LLP
One Beacon Street
Boston, MA 02108
Tel: 617-573-0100



Express Mail Label No.: EL728733257US

Date of Deposit: September 24, 2001

Atty. Docket No.: 22620/1222

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Murchie, A.
Serial No.: 09/839,649
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Entitled: "Assay for Identification of a Test Compound"

Examiner:

Group Art Unit: 1645

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Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION**

Sir:

This is filed in response to the Notice to File Missing Parts of Non-Provisional Application mailed June 25, 2001.

1. The Notice stated that the basic filing fee and additional claims fee is missing. A check is enclosed in the amount of \$ 515.00 which includes:

- a) \$ 355.00 basic filing fee for small entity;
- b) \$ 40.00 additional claims fee;
- c) \$ 65.00 surcharge for late filing fee or declaration; and
- d) \$ 55.00 extension of time.

2. The Notice stated that the Declaration is unsigned.

An executed Declaration/Power of Attorney is enclosed.

3. The Notice stated that a Paper Copy of the Sequence Listing is Required.

A Paper Copy of the Sequence Listing is enclosed

4. The Notice stated that a Computer Readable Copy of the Sequence Listing is Required:

A Computer Readable Copy of the Sequence Listing is enclosed.

5. The Notice States that an Amendment Directing the Sequence Listing into the Application is required:

An Amendment Directing the Sequence Listing into the Application is enclosed.

6. The Notice States that A Petition of Extension of Time is Required after August 25, 2001:

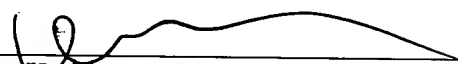
Enclosed is a Petition for One Months Extension of Time.

7. The Notice States that a Copy of Notice to File Missing Parts-Part 2 is enclosed with the Missing Parts:

Enclosed is a copy of the Notice to File Missing Parts-Part 2.

Respectfully submitted,

Date: September 24 2001



Name: Kathleen Williams
Registration No.: 34,380
Palmer & Dodge LLP
One Beacon Street
Boston, MA 02108
Tel: 617-573-0100



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/839,649	04/19/2001	Alastair Murchie	22620/1222

CONFIRMATION NO. 2120

27495
PALMER & DODGE, LLP
ONE BEACON STREET
BOSTON, MA 02108-3190

FORMALITIES LETTER

Docketed *Down*
Response Due *Resp to NFMP*
Statutory Period *8/25/01 (12/25/01)*
Palmer & Dodge LLP *Final*
Patent Department



OC000000006219092

Date Mailed: 06/25/2001

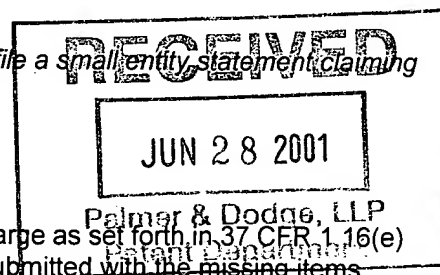
NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$40.
 - \$40 for 1 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 460.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.



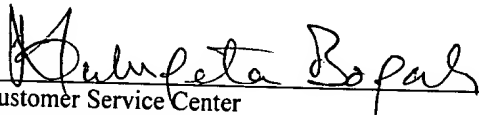
09/27/2001 MWOLDER1 00000114 09839649

01 FC:201	355.00 OP
02 FC:202	40.00 OP
03 FC:205	65.00 OP

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- T Purchas PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE